



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/642,560	05/03/96	OKAMOTO	T REM-1

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F3M1/1205

EXAMINER	
O'NEILL, M	
ART UNIT	PAPER NUMBER
3304	13

AIR MAIL DATE MAILED: 12/05/97

Below is a communication from the EXAMINER in charge of this application

COMMISSIONER OF PATENTS AND TRADEMARKS

ADVISORY ACTION

☒ THE PERIOD FOR RESPONSE:

- a) ☒ is extended to run _____ or continues to run 3 months from the date of the final rejection
- b) ☐ expires three months from the date of the final rejection or as of the mailing date of this Advisory Action, whichever is later. In no event however, will the statutory period for the response expire later than six months from the date of the final rejection.

Any extension of time must be obtained by filing a petition under 37 CFR 1.136(a), the proposed response and the appropriate fee. The date on which the response, the petition, and the fee have been filed is the date of the response and also the date for the purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee pursuant to 37 CFR 1.17 will be calculated from the date of the originally set shortened statutory period for response or as set forth in b) above.

☒ Appellant's Brief is due in accordance with 37 CFR 1.192(a).

☐ Applicant's response to the final rejection, filed _____ has been considered with the following effect, but it is not deemed to place the application in condition for allowance:

1. ☐ The proposed amendments to the claim and/or specification will not be entered and the final rejection stands because:
- a. ☐ There is no convincing showing under 37 CFR 1.116(b) why the proposed amendment is necessary and was not earlier presented.
 - b. ☐ They raise new issues that would require further consideration and/or search. (See Note).
 - c. ☐ They raise the issue of new matter. (See Note).
 - d. ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.
 - e. ☐ They present additional claims without cancelling a corresponding number of finally rejected claims.

NOTE: _____

2. ☐ Newly proposed or amended claims _____ would be allowed if submitted in a separately filed amendment cancelling the non-allowable claims.

3. ☐ Upon the filing an appeal, the proposed amendment ☐ will be entered ☐ will not be entered and the status of the claims will be as follows:

Claims allowed: _____

Claims objected to: _____

Claims rejected: _____

However;

☐ Applicant's response has overcome the following rejection(s): _____

4. ☐ The affidavit, exhibit or request for reconsideration has been considered but does not overcome the rejection because _____

5. ☐ The affidavit or exhibit will not be considered because applicant has not shown good and sufficient reasons why it was not earlier presented.

☐ The proposed drawing correction ☐ has ☐ has not been approved by the examiner.

☒ Other

see letter attached

Serial Number 08/642,560
Art Unit 3304
December 2, 1997

The terminal disclaimer is improper because the fee of \$55.00 has not been sent with the disclaimer. The financial records at the PTO do not show that a separate check for \$55.00 has been sent as the fee for this terminal disclaimer.

See below:

5	Name/Number:	08642560
	Total Records Found:	1
	Start Date:	
	End Date:	
	Accounting Date	05/15/1996
10	Sequence Num.	00006801
	Tran Type	1
	Fee Code	201
	Fee Amount	\$375.00
	Mailroom Date	05/03/1996
15	Payment Method	OP

Applicant is reminded of the extension of time policy as set forth in 37 C.F.R. 1.136(a).

Any inquiry concerning the specifics of this communication should be directed to **Examiner Michael O'Neill**, who can be reached Monday through Thursday. Inquiries of a general nature should be directed to the Group 3300 receptionist. Official responses can be filed 24 hours a day to the Official fax number listed below, subject to the provisions of 37 C.F.R. 1.6(d). Unofficial faxes which are intended to be seen by the Examiner should be sent to the Unofficial Fax number below; it is strongly suggested that the Examiner be contacted directly at the time of sending any Unofficial Fax.

Contact numbers:

	Exr.	703-308-2656
30	Group 3300 Receptionist	703-308-0858
	Group 3300 Official Fax	703-305-3590
	Art Unit 3304 Unofficial Fax	703-308-2708

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Michael O'Neill
EXAMINER



JESSICA HARRISON
SUPERVISORY PATENT EXAMINER
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